

WILLMAR CITY COUNCIL PROCEEDINGS
BOARD ROOM
HEALTH AND HUMAN SERVICES BUILDING
WILLMAR, MINNESOTA

October 4, 2021
6:00 p.m.

The regular meeting of the Willmar City Council was called to order by the Mayor Marv Calvin. Members present on a roll call were Mayor Marv Calvin, Council Members Rick Fagerlie, Julie Asmus, Thomas Butterfield, Michael O'Brien, Justin Ask, Vicki Davis, Andrew Plowman, and Audrey Nelsen. Present 9, Absent 0.

Also present were City Administrator Leslie Valiant, Police Chief Jim Felt, Human Resource Director LuAnn Sietsema, City Planner Kayode Adiatu, City Clerk Judy Thompson, and City Attorney Robert Scott.

There were no additions or deletions to the agenda.

Council Member Fagerlie moved to approve the agenda as presented. Council Member Nelsen seconded the motion which carried.

City Clerk Judy Thompson reviewed the consent agenda.

- A. City Council Minutes of September 20, 2021
- B. Willmar Municipal Utilities Commission Minutes of September 27, 2021
- C. Planning Commission Minutes of September 1, 2021
- D. Planning Commission Minutes of September 15, 2021
- E. Accounts Payable Report for September 15 through 29, 2021
- F. **Resolution No. 2021-198** Authorize Annual Fire Protection Agreement with Dovre Township
- ~~G. Authorize Renewal of Assessment Contract with Kandiyohi County~~
- H. **Resolution No. 2021-199** Authorize Renewal of Humane Society Agreement for 2022-2023
- I. Central Community Transit Minutes of June 22, 2021
- J. CVB Minutes of August 17, 2021
- K. Charter Commission Minutes of September 14, 2021
- L. Charter Commission Nominees: Ruth Trageser and Doug Wilkowske (Chief District Judge appoints)

Council Member Fagerlie offered a motion to introduce **Resolution No. 2021-197 Approving Consent Agenda Items**. Council Member Fagerlie asked that Item G. be removed for discussion. Council Member Asmus seconded the motion to approve the consent agenda, with removal of Item G., which carried on a roll call vote of Ayes 8, Noes 0.

Council Member Fagerlie asked for clarification of Item G. City Attorney Robert Scott stated the City currently has a contract with Kandiyohi County for assessment services that was entered into in July, 2016, that allowed the County to simply provide notice of what the new rates would be. The existing contract can only be terminated by one party upon six months' written notice to the other. He recommended the City decline entering into an entirely new contract with the County and simply inform the County that the City is in receipt of the new rates for 2022-2024 under the existing contract. When this item came up in 2018, the City simply prepared a letter acknowledging the new rates, following Council approval, and recommended the same process be followed now.

Council Member Fagerlie offered a motion to approve the 2021-2024 rate charges under the existing contract between the City and County. Council Member Plowman seconded the motion which carried, unanimously.

There was no one present to speak during the Open Forum.

At 6:05 p.m. Mayor Calvin opened the public hearing for an ordinance rezoning certain unplatted Industrial Park property from G/I to I-1. City Administrator Valiant provided pertinent information regarding said rezoning request.

There being no one present to speak for or against said ordinance, Mayor Calvin closed the public hearing at 6:06 p.m. and opened it up for discussion by the Council. Following discussion, Council Member Plowman offered a motion to adopt, assign a number, and publish **Ordinance No. 1471 Amending Municipal Ordinance No. 1060, the Willmar Zoning Ordinance**. Council Member O'Brien seconded the motion which carried, on a roll call vote of Ayes 8, Noes 0.

Charter Commission Vice Chair Richard Falk presented a request to accept the Charter Commission's recommendation to adopt an ordinance amending Charter Section 2.12, introduce the ordinance and set a public hearing for November 1, 2021 at 6:01 p.m. He noted the proposed amendment would clarify the City Council is authorized to take actions by simple motion, in addition to acting by adopting a resolution or ordinance. Section 2.12's omission of simple motions as a valid manner of action by the Council seems to contradict other sections of the charter which contemplate council actions by motion. Adding "simple motions" to the description of actions the Council is authorized to take in Section 2.12 as proposed by the Charter Commission would eliminate this inconsistency and any resulting confusion.

Following discussion, Council Member Nelsen offered a motion to **introduce an Ordinance Amending the Charter of the City of Willmar** and set public hearing for November 1, 2021 at 6:01 p.m. Council Member O'Brien seconded the motion which carried, unanimously.

Charter Commission Vice Chair Richard Falk presented a request to accept the Charter Commission's recommendation to adopt an ordinance amending Charter Section 5.02, introduce the ordinance and set a public hearing for November 1, 2021 at 6:02 p.m. He noted the proposed amendment would remove a reference to the Finance Subcommittee of the City Council, which the Council recently discontinued along with its other subcommittees. It appears the reference to the Finance Subcommittee made its way into Charter Section 5.02 sometime after the subcommittees were established by the Council. The Charter Commission now recommends this reference be deleted from the budget procedures defined in Section 5.02 and this language revert to the Council itself as a whole.

Following discussion Council Member Plowman offered a motion to **introduce an Ordinance Amending the Charter of the City of Willmar** and set a public hearing for November 1, 2021 at 6:02 p.m. Council Member Davis seconded the motion which carried, unanimously.

City Administrator Valiant presented a request to approve Change Order No. 005 in the amount of \$76,313.63 for the Recreation Fields project.

Following discussion, **Resolution No. 2021-200 Accepting Change Order No. 005 for the Recreation Fields** was introduced by Council Member Nelsen. Council Member Asmus seconded the motion which carried, on a roll call vote of Ayes 7, Noes 0. Council Member Plowman abstained from voting.

City Administrator Valiant presented a request to approve Change Order No. 002 in the amount of \$42,169.40 for the Event and Recreation Center.

Following discussion, **Resolution No. 2021-201 Accepting Change Order No. 002 for the Event and Recreation Center** was introduced by Council Member Asmus. Council Member Davis seconded the motion which carried, on a roll call vote of Ayes 8, Noes 0.

Kandiyohi County HRA Executive Director Jill Bengtson presented a request to rescind Resolution 2021-015 and adopt a new resolution adopting a residential anti-displacement and relocation assistance plan for the 2019 Small Cites Development Program. She noted the Minnesota Department of Employment and Economic Development (DEED) has requested an updated Plan be submitted to reflect updated Congressional Federal Regulations references in the Plan.

Following discussion, **Resolution No. 2021-202 To Rescind Resolution 2021-015 and Adopt a Residential Anti-Displacement and Relocation Assistance Plan for the 2019 Small Cities Development Program** was introduced by Council Member Nelsen. Council Member Plowman seconded the motion which carried, on a roll call vote of Ayes 8, Noes 0.

City Clerk Thompson presented a request to approve the off-sale intoxicating liquor license for Coborn's Incorporated dba Cash Wise Liquor #7032 through the year ending April 25, 2022. She noted Coborn's Incorporated plans to change to the new location of 1300 5th Street SE on December 15, 2021.

Council Member Nelsen offered a motion to approve staff's recommendation. Council Member Ask seconded the motion which carried, on a roll call vote of Ayes 8, Noes 0.

City Clerk Thompson presented a request to approve agricultural land exemption of special assessments for payable 2022.

Resolution No. 2021-203 Approving Certification of Agricultural Use for Temporary Exemption/Subsequent Deferment of Special Assessments was introduced by Council Member Fagerlie. Council Member Nelsen seconded the motion which carried, on a roll call vote of Ayes 8, Noes 0.

Human Resources Director Sietsema presented a request to approve the 2021-2022 labor contract between the City of Willmar and the Supervisor Unit.

Resolution No. 2021-204 Approving Labor Agreement Between the City of Willmar and Supervisor Unit was introduced by Council Member Fagerlie. Council Member Davis seconded the motion which carried, on a roll call vote of Ayes 8, Noes 0.

Human Resources Director Sietsema introduced the new Planning and Development Services Director Justice Walker to the Mayor and Council. It was noted he will begin employment with the City on November 1, 2021.

Mayor Calvin welcomed Mr. Walker to the City.

Council Member Fagerlie offered a motion to approve the employment of Justice Walker as the new Planning and Development Services Director for the City of Willmar. Council Member Nelsen seconded the motion which carried, unanimously.

Mayor Calvin stated the next agenda item will be to enter into a closed session pursuant to Minnesota Statute 13D.05, subd. 3(c) to determine the asking price and/or consider offers or counteroffers for the sale of real property.

The Council entered closed session at 6:39 p.m. upon motion by Council Member Nelsen. Council Member Asmus seconded the motion which carried.

At 6:56 p.m. the Council returned to open session.

City Planner Kayode Adiatu presented a request for support of Willmar Poultry's application to rezone the additional 4.1 acres at the West and North of their existing site (2700 75th Street SW) from G/I to Ag. It was noted Willmar Poultry desires to purchase the additional property to expand their facility.

Following discussion, **Resolution No. 2021-205 Supporting Willmar Poultry's Application to Rezone Unplatted Property From G/I to Ag and Initiating City Review Procedures** was introduced by Council Member Fagerlie. Council Member Asmus seconded the motion which carried, on a roll call vote of Ayes 8, Noes 0.

City Planner Kayode Adiatu presented a request for support of Willmar Poultry's minor subdivision application to replat multiple parcels into a single lot.

Following discussion, Council Member Asmus offered a motion to approve staff's request. Council Member O'Brien seconded the motion which carried, on a roll call vote of Ayes 8, Noes 0.

Mayor Calvin asked for clarification of the last motion to approve the Willmar Poultry minor subdivision application.

Following clarification, **Resolution No. 2021-206 Supporting Willmar Poultry Minor Subdivision Application and Initiating City Review Procedures** was introduced by Council Member Asmus. Council Member O'Brien seconded the motion which carried, on a roll call vote of Ayes 8, Noes 0.

Council Member Fagerlie offered the following comments: City Auction will be held Wednesday, October 6, 2021 at the Public Works Garage.

Council Member Nelsen offered the following comments: the Coalition of Greater Minnesota Cities will hold their Fall Conference November 18 and 19, 2021 in Willmar at the Conference Center, and urged Council Members to attend if possible.

Mayor Calvin offered the following comments: Fire Prevention Week is happening this week, there will be an open house at the Fire Station tomorrow night and urged everyone to attend; all Council should have received a letter from the Willmar Firefighter's Association and urged everyone to respond accordingly.

Council Member Fagerlie offered a motion to adjourn the meeting with Council Member Ask seconding the motion which carried. The meeting adjourned at 7:04 p.m.

/s/ Marv Calvin
MAYOR

Attest:

/s/ Judy Thompson
SECRETARY TO THE COUNCIL

RESOLUTION NO. 2021-197

APPROVING CONSENT AGENDA ITEMS

Motion By: Fagerlie

Second By: Asmus

WHEREAS, the City Charter for the City of Willmar requires the City Council approve all Consent Agenda items by resolution.

BE IT RESOLVED by the City Council of the City of Willmar Minnesota, that all Consent Items of the October 4, 2021 City Council meeting be approved as presented.

Dated 4th day of October, 2021

/s/ Marv Calvin
MAYOR

Attest:

/s/ Judy Thompson
CITY CLERK

RESOLUTION NO. 2021-198

**A RESOLUTION APPROVING DOVRE TOWNSHIP FIRE AGREEMENT
IN THE AMOUNT OF \$27,915.91**

Motion By: Fagerlie Second By: Asmus

WHEREAS Dovre Township annually contracts with the City of Willmar Fire Department for fire protection services; and

WHEREAS it is the established practice of the City of Willmar to use a statewide formula to calculate the township cost sharing proposal;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Willmar, a municipal corporation of the State of Minnesota, that the Mayor and City Administrator be authorized to execute the fire protection agreement with Dovre Township for the period January 1, 2022 through December 31, 2022, in the amount of \$27,915.91.

Dated this 4th day of October 2021.

/s/ Marv Calvin
MAYOR

Attest:

/s/ Judy Thompson
CITY CLERK

RESOLUTION NO. 2021-199

A RESOLUTION APPROVING THE HUMANE SOCIETY AGREEMENT FOR 2022 AND 2023

Motion By: Fagerlie Second By: Asmus

BE IT RESOLVED by the City Council of the City of Willmar, a Municipal Corporation of the State of Minnesota, that the terms with The Humane Society of Kandiyohi and Meeker Counties is accepted, and be it further resolved that the Mayor and City Administrator of the City of Willmar are hereby authorized to enter into an agreement with the Society for the terms and consideration of the contract in the amount of \$43,747 for 2022 and \$44,841 for 2023.

Dated this 4th day of October, 2021

/s/ Marv Calvin
Mayor

Attest:

/s/ Judy Thompson
City Clerk

RESOLUTION NO. 2021-200

A RESOLUTION ACCEPTING CHANGE ORDER NO. 005 FOR THE RECREATION FIELDS

Motion By: Nelsen Second By: Asmus

BE IT RESOLVED by the City Council of the City of Willmar, a Municipal Corporation of the State of Minnesota, that the Mayor and City Administrator of the City of Willmar are hereby authorized to modify the contract for the Recreation Fields in the amount of \$76,313.63, per change order #005.

Dated this 4th day of October, 2021

/s/ Marv Calvin
Mayor

Attest:

/s/ Judy Thompson
City Clerk

RESOLUTION NO. 2021-201

**A RESOLUTION ACCEPTING CHANGE ORDER NO. 002 FOR THE EVENTS
AND RECREATION CENTER**

Motion By: Asmus Second By: Davis

BE IT RESOLVED by the City Council of the City of Willmar, a Municipal Corporation of the State of Minnesota, that the Mayor and City Administrator of the City of Willmar are hereby authorized to modify the contract for the Events and Recreation Center in the amount of \$42,169.40, per change order #002.

Dated this 4th day of October, 2021

/s/ Marv Calvin
Mayor

Attest:

/s/ Judy Thompson
City Clerk

RESOLUTION NO. 2021-202

A RESOLUTION TO RESCIND RESOLUTION 2021-015 AND ADOPT A RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN FOR THE 2019 SMALL CITIES DEVELOPMENT PROGRAM

WHEREAS, the City of Willmar is participating in the Minnesota Department of Employment and Economic Development's 2019 Small Cities Development Program and through this participation, rental rehabilitation will occur; and

WHEREAS, the consequence of the proposed activities is potential for displacement; and

WHEREAS, the purpose of the Residential Anti-displacement and Relocation Assistance Plan is to describe the steps the City shall take to mitigate the adverse effects of displacement on low and moderate income persons;

WHEREAS, the City of Willmar previously adopted a Displacement Minimization Plan and Residential Anti-displacement and Relocation Assistance Plan through Resolution 2021-015;

WHEREAS, the Department of Employment and Economic Development has requested the City adopt a revised Plan to reflect updated Code of Federal Regulations references;

NOW, THEREFORE BE IT RESOLVED that the City of Willmar, Minnesota, hereby Rescinds Resolution 2021-015 and adopt the Residential Anti-displacement and Relocation Assistance Plan for the 2019 Small Cities Development Program as attached hereto.

Dated this 4th day of October, 2021.

/s/ Marv Calvin
MAYOR

ATTEST:

/s/ Judy Thompson
CITY CLERK

Residential Anti-displacement and Relocation Assistance Plan
under Section 104(d) of the Housing and Community Development Act of 1974, as Amended

The City of Willmar anticipates participating in the Minnesota Small Cities Development Program. Through this participation, a public facilities streetscape project and a multi-family rehabilitation project will occur. The consequence of the proposed activities is that the potential for displacement exists, although it is not anticipated. The purpose of the Residential Anti-displacement and Relocation Assistance Plan is to describe the steps the City of Willmar shall take to mitigate the adverse effects of displacement on low and moderate-income persons.

I. The City of Willmar will replace all occupied and vacant occupiable low/moderate-income dwelling units demolished or converted to use other than as low/moderate-income housing in connection with an activity assisted with funds provided under the Housing and Community Development Act of 1974, as amended, as described in 24 CFR, Part 570.606 and 24 CFR, Part 42. All replacement housing will be provided within three years after the commencement of the demolition or conversion. Before entering into a contract committing the City of Willmar to provide funds for an activity that will directly result in such demolition or conversion, the City of Willmar will make public and submit to the Minnesota Department of Employment and Economic Development the following information in writing:

- A.** A description of the proposed assisted activity;
- B.** The location on a map and number of dwelling units by size (number of bedrooms) that will be demolished or converted to a use other than as low/moderate-income dwelling units as a direct result of the assisted activities;
- C.** A time schedule for the commencement and completion of the demolition or conversions;
- D.** The location on a map and the number of dwelling units by size (number of bedrooms) that will be provided as replacement dwelling units. If such data are not available at the time of the general submission, the City of Willmar will identify the general location on an area map and the approximate number of dwelling units by size and provide information identifying the specific location and number of dwelling units by size shall be submitted and disclosed to the public as soon as possible;
- E.** The source of funding and a time schedule for the provision of replacement dwelling units;
- F.** The basis for concluding that each replacement dwelling unit will remain a low/moderate-income dwelling unit for at least 10 years from the date of initial occupancy;
- G.** Information demonstrating that any proposed replacement of dwelling units with smaller dwelling units (e.g., a 2-bedroom unit with two 1-bedroom units) is consistent with the housing needs of low and moderate-income households in the jurisdiction.

The City of Willmar may request the Minnesota Department of Employment and Economic Development to recommend that the U. S. Department of Housing and Urban Development approve an exception to required replacement housing if there is an adequate local supply of vacant low/moderate-income dwelling units in standard condition. Exceptions will be reviewed on a case-by-case basis as described in 24 CFR, Part 570.488(c)(1)(B).

II. The City of Willmar will provide relocation assistance, as described in 24 CFR, Part 570.488(c)(2), to any lower-income person displaced by the demolition of any dwelling unit or the conversion of a low/moderate-income dwelling unit to another use in connection with an assisted activity.

III. Consistent with the goals and objectives of activities assisted under the Act, the City of Willmar will take the following steps to minimize the displacement of persons from their homes:

1. Rehabilitation activities will be performed in a manner which will minimize residential tenants inconvenience.
2. Utility shut-offs, if necessary, will be planned for times most convenient to residents.
3. Licensed lead contractors shall counsel occupants if any improvements involve lead paint surfaces (window replacement, for example) and are responsible to conduct the work according to lead-safe work practices. If it is determined that it is in the best interests of the occupants to temporarily vacate the premises, the occupants will be counseled with regard to vacating the unit temporarily

(e.g. by staying with friends or family).

4. Information and referral on community services will be provided to individuals who must temporarily leave their homes or businesses.

5. Inform landlords to pay tenant out of pocket expenses for the period of time in which a unit is not habitable.

6. Stage rehabilitation of assisted housing to allow tenants to remain during and after rehabilitation, working with empty buildings or groups of empty units first so they can be rehabilitated first.

7. Establish temporary relocation facilities, if necessary, in order to house families whose displacement will be of short duration.

8. The property owner will be responsible for providing storage space for their belongings during the rehabilitation work, if necessary.

IV. Definitions for the purposes of this plan are as follows:

A “**low/moderate-income dwelling unit**” is a unit with a market rent, including utility costs, that does not exceed the applicable fair market rent for existing housing and moderate rehabilitation, as established under the HUD Section 8 existing housing program. A “vacant occupiable dwelling unit” is a vacant unit that is in standard condition; or in substandard but suitable for rehabilitation condition; or in dilapidated condition and occupied less than three months from the date of the grantee agreement.

An “**Occupiable Dwelling Unit**” is a unit that is in standard condition or has been raised to a standard condition from a substandard condition, suitable for rehabilitation.

A “**Standard Condition**” dwelling unit is a unit which meets HUD Section 8 Housing Quality Standards (HQS) with no major defects in the structure and only minor maintenance is required. Such a dwelling will have the following characteristics: reliable roofs, sound foundations; adequate and stable floors, walls and ceilings; surfaces and woodwork that are not seriously damaged nor have paint deterioration; sound windows and doors; adequate heating, plumbing, and electrical systems adequate insulation; and adequate water and sewer systems, and not overcrowded (defined as more than one person per room).

A “**Substandard Condition**” dwelling unit is a unit if it does not meet HUD Section 8 Housing Quality Standards (HQS) which includes lacking the following: complete plumbing, complete kitchen facilities, efficient and environmentally sound sewage removal and water supply, and heating source. In addition, the dwelling may be overcrowded defined as more than one person per room).

A “**Substandard but Suitable for Rehabilitation Condition**” dwelling unit, at a minimum, is a dwelling unit that does not meet Housing Quality Standards (HQS) with some of the same features as a “substandard condition” dwelling unit. This unit is likely to have deferred maintenance and may have some structural damage such as a leaking roof, deteriorated interior surfaces, and inadequate insulation.

A “**substandard but suitable**” dwelling unit, however, has basic infrastructure (including systems for clean water and adequate waste disposal) that allows for economically and physically feasible improvements and upon completion of rehabilitation meets the definition of a “Standard” dwelling unit.

Mayor

City Administrator

Date

Date

RESOLUTION NO. 2021-203

**RESOLUTION APPROVING CERTIFICATION OF AGRICULTURAL
USE FOR TEMPORARY EXEMPTION/SUBSEQUENT DEFERMENT OF
SPECIAL ASSESSMENTS**

Motion By: Fagerlie

Second By: Nelsen

WHEREAS, the City Council of the City of Willmar, Minnesota, did order the installation of certain street and other improvements made under Projects No. 0501, 8606, and 1601.

WHEREAS, Section W of the City of Willmar Comprehensive Assessment Policy allows the City to temporarily exempt from assessments certain lands currently used for agriculture purposes; and

WHEREAS, certain property owners have made application to the City for delayed payment of taxes on special assessments and have met the criteria contained in the Comprehensive Assessment Policy for said deferment;

NOW, THEREFORE, BE IT RESOLVED by the Willmar City Council that special assessments as hereinafter designated be certified to the County and deferred until such property is developed or upon approval of the final plat, and that no interest be charged until such time.

BE IT FURTHER RESOLVED that upon development or plat approval that tapping fee shall be based on the project year bid price per front foot or unit, or on the current year costs at the time of connection/platting, whichever is greater:

- | | | | |
|----|--|-----------------------------|-------------|
| 1. | Langsjoen Properties, LLC &
Carter Family Holding, LLC
2337 Kennedy Drive
Faribault, MN | 95-903-0010
Project 0501 | \$93,012.00 |
|----|--|-----------------------------|-------------|

Section 3, Township 119, Range 35

Southeast Quarter of Southwest Quarter and Southwest Quarter of Southwest Quarter except the Southerly 350 feet of the Westerly 233 feet of Southwest Quarter of Southwest Quarter and except parts platted as Northwood Estates and Northwood Estates Second Addition; and also except that permanent utility easement described as follows: That part of the Southwest Quarter of the Southwest Quarter described as follows: Commencing at Southwest Corner of said Southwest Quarter of the Southwest Quarter, Thence East 844.61 feet, Thence North 108.96 feet to North right-of-way line of North Shore Way, said point being point of beginning of tract herein described, Thence Northwesterly 50 feet, Thence Northeasterly 100 feet, Thence Southeasterly 50 feet to North right-of-way line of North Shore Way, Thence Southwesterly 100 feet to point of beginning. (64.13 acres)

- | | | | |
|----|---|---|-------------|
| 2. | J & C Enterprises of Central MN
c/o Stephen Jennings
PO Box 639
Richmond | Project 8606

Hidden Valley Estates | \$17,869.51 |
|----|---|---|-------------|

95-308-0010	Sect-08 TWP -119 Rang-35 Lot-001 Blk-001
95-308-0020	Sect-08 TWP -119 Rang-35 Lot-002 Blk-001
95-308-0030	Sect-08 TWP -119 Rang-35 Lot-003 Blk-001

95-308-0040 Sect-08 TWP -119 Rang-35 Lot-004 Blk-001
 95-308-0050 Sect-08 TWP -119 Rang-35 Lot-005 Blk-001
 95-308-0060 Sect-08 TWP -119 Rang-35 Lot-006 Blk-001
 95-308-0070 Sect-08 TWP -119 Rang-35 Lot-007 Blk-001
 95-308-0080 Sect-08 TWP -119 Rang-35 Lot-008 Blk-001
 95-308-0090 Sect-08 TWP -119 Rang-35 Lot-009 Blk-001
 95-308-0100 Sect-08 TWP -119 Rang-35 Lot-010 Blk-001
 95-308-0110 Sect-08 TWP -119 Rang-35 Lot-011 Blk-001
 95-308-0120 Sect-08 TWP -119 Rang-35 Lot-012 Blk-001
 95-308-0130 Sect-08 TWP -119 Rang-35 Lot-013 Blk-001
 95-308-0140 Sect-08 TWP -119 Rang-35 Lot-014 Blk-001
 95-308-0150 Sect-08 TWP -119 Rang-35 Lot-015 Blk-001
 95-308-0160 Sect-08 TWP -119 Rang-35 Lot-016 Blk-001
 95-308-0170 Sect-08 TWP -119 Rang-35 Lot-017 Blk-001
 95-308-0200 Sect-08 TWP -119 Rang-35 Lot-001 Blk-002
 95-308-0210 Sect-08 TWP -119 Rang-35 Lot-002 Blk-002
 95-308-0220 Sect-08 TWP -119 Rang-35 Lot-003 Blk-002
 95-308-0230 Sect-08 TWP -119 Rang-35 Lot-004 Blk-002
 95-308-0300 Sect-08 TWP -119 Rang-35 Lot-001 Blk-003
 95-308-0310 Sect-08 TWP -119 Rang-35 Lot-002 Blk-003
 95-308-0320 Sect-08 TWP -119 Rang-35 Lot-003 Blk-003
 95-308-0330 Sect-08 TWP -119 Rang-35 Lot-004 Blk-003
 95-308-0340 Sect-08 TWP -119 Rang-35 Lot-005 Blk-003
 95-308-0350 Sect-08 TWP -119 Rang-35 Lot-006 Blk-003
 95-308-0360 Sect-08 TWP -119 Rang-35 Lot-007 Blk-003
 95-308-0370 Sect-08 TWP -119 Rang-35 Lot-008 Blk-003
 95-308-0380 Sect-08 TWP -119 Rang-35 Lot-009 Blk-003
 95-308-0390 Sect-08 TWP -119 Rang-35 Lot-010 Blk-003
 95-308-0400 Sect-08 TWP -119 Rang-35 Lot-001 Blk-004
 95-308-0410 Sect-08 TWP -119 Rang-35 Lot-002 Blk-004
 95-308-0420 Sect-08 TWP -119 Rang-35 Lot-003 Blk-004
 95-308-0430 Sect-08 TWP -119 Rang-35 Lot-004 Blk-004
 95-308-0500 Sect-08 TWP -119 Rang-35 Lot-001 Blk-005
 95-308-0510 Sect-08 TWP -119 Rang-35 Lot-002 Blk-005
 95-308-0520 Sect-08 TWP -119 Rang-35 Lot-003 Blk-005
 95-308-0530 Sect-08 TWP -119 Rang-35 Lot-004 Blk-005
 95-308-0540 Sect-08 TWP -119 Rang-35 Lot-005 Blk-005
 95-308-0550 Sect-08 TWP -119 Rang-35 Lot-006 Blk-005

3. Erickson Land Company of Willmar 95-912-0950
 PO Box 628 Project 1601 \$26,156.80
 Willmar, MN

SECT-12 TWP-119 RANG-35

That part of the West Half of Northwest Quarter described as follows: Commencing at the Northwest corner of said Section 12, Thence South 977.23 feet to point of beginning of tract herein described, Thence East 113.15 feet, Thence Northeasterly 120.30 feet, Thence Northeasterly 138.50 feet, Thence Southeasterly 196.87 feet, Thence Southeasterly 318.20 feet, Thence Southwesterly 15.49 feet, Thence Southeasterly 149.81 feet, Thence Southeasterly 153.04 feet, Thence Easterly 193.16 feet to East line of West 40 acres of North 1655 feet of said Northwest Quarter, Thence South 389.82 feet to South line of North 1655 feet of said Northwest Quarter, Thence West 1053 feet to West line of said Section 12, Thence North 677.77 feet to point of beginning, Except that part platted as Trentwood Estates Third Addition.(13.90 acres)

Dated this 4th day of October 2021.

/s/ Marv Calvin
Mayor

Attest:

/s/ Judy Thompson
City Clerk

RESOLUTION NO. 2021-204

**APPROVING LABOR AGREEMENT BETWEEN THE CITY OF
WILLMAR AND SUPERVISOR UNIT**

Motion By: Fagerlie Second By: Davis

WHEREAS, Supervisor Unit is the exclusive representative for certain City of Willmar employees;

WHEREAS, the current labor agreement between the City and Supervisor Unit expired on December 31, 2020;

WHEREAS, the City of Willmar and Supervisor Unit met and negotiated over the terms of the new labor agreement between the parties;

WHEREAS, the parties reached a tentative agreement of the terms of the new labor agreement; and

WHEREAS, the Public Employment Relations Act requires that the City of Willmar execute a labor agreement and implement it in the form of a resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WILLMAR, MINNESOTA AS FOLLOWS:

1. The Labor Agreement between City of Willmar and Supervisor Unit for January 1, 2021 through December 31, 2022 is approved.
2. The Mayor and Administrator shall execute the agreement.
3. The City of Willmar shall implement the agreement.

Dated the 4th day of October, 2021

/s/ Marv Calvin
MAYOR

Attest:

/s/ Judy Thompson
CITY CLERK

RESOLUTION NO. 2021-205

A RESOLUTION SUPPORTING WILLMAR POULTRY MINOR SUBDIVISION APPLICATION AND INIATING CITY REVIEW PROCEDURES

Motion By: Fagerlie

Second By: Asmus

BE IT RESOLVED by the City Council of the City of Willmar, a Municipal Corporation of the State of Minnesota is in support of the City initiated application for a Minor Subdivision to replat the property legally defined as:

That part of the East Half of the Southeast Quarter of Section 23, Township 119 North, Range 36 West of the Fifth Principal Meridian, Kandiyohi County, Minnesota, described as follows:

- Commencing at the southeast corner of said Section 23;
- thence on an assumed bearing of North 0 degrees 33 minutes 11 seconds East, along the east line of said Section 23, a distance of 959.50;
- thence on a bearing of North 89 degrees 26 minutes 49 seconds West a distance of 506.00 feet to the point of beginning of the land to be described;
- thence continuing on a bearing of North 89 degrees 26 minutes 49 seconds West a distance of 150.00 feet;
- thence on a bearing of North 0 degrees 33 minutes 11 seconds East a distance of 677.00 feet;
- thence on a bearing of South 89 degrees 26 minutes 49 seconds East a distance of 656.00 feet to the east line of said Section 23;
- thence on a bearing of South 0 degrees 33 minutes 11 seconds West, along the east line of said Section 23, a distance of 150.00 feet;
- thence on a bearing of North 89 degrees 26 minutes 49 seconds West a distance of 506.00 feet;
- thence on a bearing of South 0 degrees 33 minutes 11 seconds West a distance 527.00 feet to the point of beginning.

BE IT FURTHER RESOLVED that the City Council hereby initiates the City's review procedures with respect to the above-referenced City initiated minor subdivision and submits the same to the Planning Commission to conduct a public hearing and act thereon pursuant to City Code, Sec. 14-106.

Dated this 4th day of October, 2021

/s/ Marv Calvin
Mayor

Attest:

/s/ Judy Thompson
City Clerk

RESOLUTION NO. 2021-206

A RESOLUTION SUPPORTING WILLMAR POULTRY'S APPLICATION TO REZONE UNPLATTED PROPERTY FROM G/I TO AG AND INITIATING CITY REVIEW PROCEDURES

Motion By: Asmus

Second By: O'Brien

BE IT RESOLVED by the City Council of the City of Willmar, a Municipal Corporation of the State of Minnesota, is in support of the application initiated by City staff to rezone from G/I to AG 4.1 acres of unplatted property legally defined as

That part of the East Half of the Southeast Quarter of Section 23, Township 119 North, Range 36 West of the Fifth Principal Meridian, Kandiyohi County, Minnesota, described as follows:

- Commencing at the southeast corner of said Section 23;
- thence on an assumed bearing of North 0 degrees 33 minutes 11 seconds East, along the east line of said Section 23, a distance of 959.50;
- thence on a bearing of North 89 degrees 26 minutes 49 seconds West a distance of 506.00 feet to the point of beginning of the land to be described;
- thence continuing on a bearing of North 89 degrees 26 minutes 49 seconds West a distance of 150.00 feet;
- thence on a bearing of North 0 degrees 33 minutes 11 seconds East a distance of 677.00 feet;
- thence on a bearing of South 89 degrees 26 minutes 49 seconds East a distance of 656.00 feet to the east line of said Section 23;
- thence on a bearing of South 0 degrees 33 minutes 11 seconds West, along the east line of said Section 23, a distance of 150.00 feet;
- thence on a bearing of North 89 degrees 26 minutes 49 seconds West a distance of 506.00 feet;
- thence on a bearing of South 0 degrees 33 minutes 11 seconds West a distance 527.00 feet to the point of beginning.

BE IT FURTHER RESOLVED that the City Council hereby initiates the City's review procedures with respect to the above-referenced rezoning application and submits the same to the Planning Commission to conduct a public hearing and act thereon pursuant to Section 9.G of the City's Zoning Ordinance (Ordinance No. 1060).

Dated this 4th day of October, 2021

/s/ Marv Calvin

Mayor

Attest:

/s/ Judy Thompson

City Clerk